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PTO/SB21 (08-00)

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| | | | |
|---|----------------------|------------------------|----------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Applicati n Number | 09/997,877 | |
| | Filing Dat | N v mber 29, 2001 | |
| | First Named Inventor | Earl, et al. | |
| | Group Art Unit | 2121 | |
| | Examiner Name | Not Yet Assigned | |
| Total Number of Pages In This Submission | 3 | Attorney Docket Number | 2500082-991190 |

| ENCLOSURES (check all that apply) | | |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): - Post Card - Request to Rescind Previous Nonpublication Request (PTO/SB/36) |
| Remarks | | |

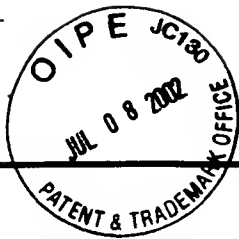
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| SIGNATURE OF APPLICANT, ATTORNEY OR AGENT | |
|---|--|
| Firm or Individual name | DAVID L. ALBERTI (Reg. No. 43,465) Gray Cary Ware & Freidenrich 1755 Embarcadero Road, Palo Alto, CA 94303 |
| Signature | |
| Date | July 1, 2002 |

| CERTIFICATE OF MAILING | | | |
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| Signature | | Date | July 1, 2002 |



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PTO/SB/36 (10-01)

**REQUEST TO RESCIND PREVIOUS
NONPUBLICATION REQUEST**

35 U.S.C. 122(b)(2)(B)(ii)

| | |
|----------------------|--|
| Application Number | 09/997,877 |
| Filing Date | November 29, 2001 |
| First Named Inventor | Earl, et al. |
| Title | Fault Tolerance Using Logical Checkpointing In Computing Systems |
| Atty Docket Number | 2500082-991190 |
| Group Art Unit | 2121 |
| Examiner | Not Yet Assigned |

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I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

Dated:

7/1/2002

By:

Attorney Name DAVID L. ALBERTI
Reg. No. 43,465
Attorneys for Applicant(s)
1755 Embarcadero Road
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650-833-2052

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) after the filing date of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is not filed within forty-five (45) days after the filing of the foreign or international application.

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| Name (Print/Type) | SUSAN C. PINGUE | | |
| Signature | | Date | July 1, 2002 |

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